

Appl. No. 09/410,592
Atty. Docket No. 6664MR
Amd. dated September 11, 2003
Reply to Office Action of March 11, 2003

REMARKS

Claims 1-17 are now in the case.

Applicants have cancelled claims 18-35 without prejudice.

Election/Restriction

As requested by the Examiner, Applicants have cancelled claims 18-35 as being directed to a nonelected invention.

Double Patenting

Claims 1-17 have been provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being patentable over claims 2-12, 14, 16-49, 52-67 and 69-109 of copending application No. 09/082,349.

Applicants hereby submit a terminal disclaimer therefore mooting the obviousness-type double patenting rejection.

Reconsideration and withdrawal of the rejections are therefore requested.

In light of the foregoing, early and favorable action on all claims is requested.

Brown et al.

By 

Thibault Fayette
Attorney for Applicants
(513) 627-4593

September 11, 2003
Customer No. 27752

I hereby certify that this correspondence is being deposited via facsimile to: 703-872-9310 on September 11, 2003	
Thibault Fardet	
Name of Attorney	
[Signature]	
Signature of Attorney	

P&G Case 6664MR

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of	:
Brown <i>et al.</i>	: Confirmation No. 7073
Serial No. 09/410,592	: Group Art Unit 1771
Filed October 1, 1999	: Examiner U. C. Ruddock

For Cleaning Sheets, Implements, and Articles Useful for Removing Allergens From Surfaces
and Methods of Promoting the Sale Thereof

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Petitioner, The Procter & Gamble Company, is the owner of the entire right, title and interest in the above-identified application (the parent application assignment recorded on June 29, 1998 at reel 9278, frame 0882). Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 09/082,349, filed on May 20, 1998 (the assignment recorded on June 29, 1998 at reel 9278, frame 0882). The evidentiary documents for the assignments have been reviewed, and petitioner certifies that to the best of petitioner's knowledge and belief, title is in the assignee to take this action. Petitioner hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims cancelled by a

reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Authorization is given to charge Deposit Account No. 16-2480 for the fee required under 37 C.F.R. §1.20 (d) of \$110.00 for submission of this Terminal Disclaimer. A duplicate copy of this correspondence is enclosed to facilitate charging of the fee.

Respectfully submitted,

By 

Thibault Fayette
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September 11, 2003
Customer No. 27752

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